

Filed for intro on 02/06/95  
Senate Bill \_\_\_\_\_  
By \_\_\_\_\_

House No. HB0629  
By Winningham

AN ACT to amend Tennessee Code Annotated, Section 6-1-201, relative to incorporation of municipalities in counties with a population of more than eighteen thousand two hundred (18,200) and less than eighteen thousand five hundred (18,500) according to the 1990 federal census or any subsequent federal census.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 6-1-201, is amended by adding the following as a new subsection (c):

(c) In any county having a population of more than eighteen thousand two hundred (18,200) and less than eighteen thousand five hundred (18,500) according to the 1990 federal census or any subsequent federal census, the provisions of subsection (b) shall not apply. In such counties the provisions of this subsection shall apply. In such counties if any part of the unincorporated territory proposed for incorporation is within five (5) miles of an existing municipality of one hundred thousand (100,000) or more in population or within two (2) miles of an existing municipality of more than one thousand (1,000) and fewer than one hundred thousand (100,000) in population, according to the latest census certified by the state planning office, then action on the

petition as provided in §§6-1-202 and 6-1-204 shall be held in abeyance for fifteen (15) months from the date of filing the petition. If, within this period, the existing municipality does not annex at least twenty percent (20%) of the land area or twenty percent (20%) of the population of the territory proposed for incorporation, then proceedings shall be continued as provided in §§ 6-1-202 and 6-1-204 as though the petition had been filed at the conclusion of the fifteen-month period. If the existing municipality annexes at least that part of the territory within this period, then the petition shall be null and void.

SECTION 2. This act shall take effect on becoming a law, the public welfare requiring it.

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